

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

CONNECTICUT BANK OF COMMERCE, :

Plaintiff, :

THE REPUBLIC OF CONGO, : Civil Action No. 05-762 SLR

Defendant, :

CMS NOMEKO CONGO INC., :

Garnishee. :

**AF-CAP, INC.'S CROSS-MOTION FOR JUDGMENT ON THE PLEADINGS**

Pursuant to the directive of the Court at the hearing conducted on January 18, 2007, Af-Cap, Inc., assignee of Connecticut Bank of Commerce, hereby moves, under Rule 12(c) of the Federal Rules of Civil Procedure, for judgment on the pleadings. The Motion is supported by Af-Cap, Inc.'s accompanying Answering Brief.

Dated: February 9, 2007

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**CERTIFICATE OF SERVICE**

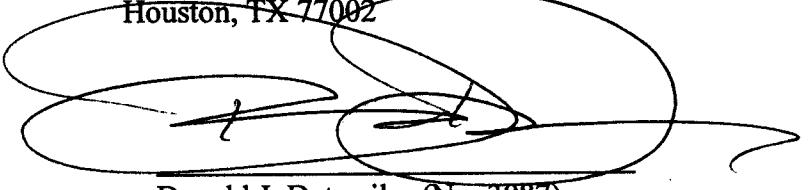
I hereby certify that I am an attorney at Greenberg Traurig, LLP, counsel for the Plaintiff, and that on February 9, 2007, copies of the following were served upon the parties listed below in the manner indicated.

- *Cross-Motion for Judgment on the Pleadings*
- *Answering Brief in Support of Cross-Motion for Judgment on the Pleadings*

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Dated: February 9, 2007

  
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